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UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) Zili Li
 APPLN. NO. 09/667,641
 FILED: 09/23/2000
 TITLE: LIQUID CRYSTAL DEVICE HAVING VARIABLE REFLECTED WAVELENGTH

GROUP ART UNIT: 2871
 EXAMINER: TON, MINH TOAN T

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TECHNOLOGY CENTER 2800

Assistant Commissioner for Patents
 Washington, D.C. 20231

Sir:

This paper is in response to the restriction requirement in the Office Action mailed Feb. 25, 2003.

REMARKS

This is in response to the restriction requirement which identified 2 species, species I being identified as "claim 1-3, 11-17" and species II being identified as "claims 4-14". Applicants provisionally elects Group I (claims 1-3, 11-17), with traverse. It is noted that claims 11-14 have been identified as being in both species I and species II. In the event that any clarification is necessary the examiner is invited to telephone the undersigned.

The restriction requirement is traversed as being non-statutory. In the restriction it is stated that "These species are deemed to lack unity of invention because they are not so linked as to form a single general inventive concept under PCT Rule 13.1". A restriction requirement of this US patent application can not be based on PCT rules as they do not apply to this US patent application. Since PCT Rule 13.1 is not applicable, a restriction requirement based upon that rule can not be sustained.

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MESSAGE:

Enclosed herewith, please find a response for filing in the below-identified application.

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EXAMINER: TON, MINH TOAN T
GROUP ART UNIT: 2871
SERIAL NO.: 09/667,641
FILED: 09/23/2000
INVENTOR: ZILI LI